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OFFICE OF PETITIONS

In re Application of
Hawman et al.
Application No. 10/064,105
Filed: 06-11-2002
Attorney Docket No. EH-10536 (05-397)

ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed March 6, 2007, to revive the above-identified application.

The petition is **GRANTED**.

The application became abandoned for failure to timely file a proper reply within the meaning of 37 CFR 1.113 to the final Office action of June 16, 2006. On December 22, 2006 (certificate of mailing dated Monday, December 18, 2006), petitioner submitted a request for an extension of time for response within the third month and a final amendment. As indicated in the Advisory Action, the examiner determined that the amendment did not *prima facie* place the application in condition for allowance. Accordingly, the date of abandonment of this application is December 17, 2006.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Request for Continued Examination (and fee) and a previously filed submission required by 37 CFR 1.114; (2) the petition fee; and (3) a proper statement of unintentional delay.

This application is being referred to Technology Center AU 2125 for processing of the RCE and for appropriate action by the Examiner in the normal course of business on the amendment submitted in accordance with 37 CFR 1.114.

Telephone inquiries should be directed to the undersigned at (571) 272-3211.

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